



**STATE OF ILLINOIS**  
**HUMAN RIGHTS COMMISSION**

**IN THE MATTER OF:**

**ZONDRA DAVIS,**

**Complainant,**

**LIFE SOURCE BLOOD SERVICES &  
JACKIE STRASSER,**

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**CHARGE: 2002CF0837**

**EEOC:**

**ALS NO: 11943**

**Respondents.**

**RECOMMENDED ORDER AND DECISION**

On November 15, 2002, Complainant, Zondra Davis, filed a complaint alleging that Respondents, Life Source Blood Services and Jackie Strasser, discriminated against her on the basis of race.

*Findings of Fact*

1. Respondents filed an Answer and Affirmative Defenses to the complaint on December 20, 2002.
2. On January 21, 2003, the initial hearing date in this matter, Respondents' Motion to Dismiss Jackie Strasser as a Party and Continue This Matter to Engage in Discovery was entered and continued to May 20, 2003. Respondents appeared, Complainant failed to appear.
3. On May 20, 2003, this matter was continued to June 17, 2003. Respondents appeared, Complainant failed to appear. That order stated that Complainant must appear on the June date or risk dismissal of her case. A copy of this order was served on Complainant.
4. On June 17, 2003, this matter was again continued, to July 15, 2003. Respondents appeared and Complainant again failed to appear, so Respondents were given leave to file a Motion to Dismiss. A copy of this order was served on Complainant.

5. On July 15, 2003, an order was entered instructing Respondents to serve their Motion to Dismiss on Complainant and the Illinois Department of Human Rights, to the attention of the General Counsel. The Motion to Dismiss was set for hearing on August 6, 2003.
6. On August 6, 2003, Respondents appeared, Complainant failed to appear.

#### Conclusions of Law

1. Complainant's failure to comply with Commission orders, or to make any attempt to explain those failures, has unreasonably delayed the proceedings in this case.
2. In light of Complainant's apparent abandonment of her claim, it is appropriate to dismiss this matter with prejudice.

#### Discussion

Complainant has taken little action to prosecute this matter since her complaint was filed. Despite being served with notice, she has not appeared at scheduled hearings in this matter. None of these failures on Complainant's part have been explained. Complainant's continued inaction has unreasonably delayed proceedings in this matter.

It appears that Complainant has simply abandoned her claim. As a result it is appropriate to dismiss the claim with prejudice. See, Leonard and Solid Matter, Inc., \_\_\_\_ Ill. HRC Rep. \_\_\_\_, (1989CN3091, August 25, 1992).

Recommendation

Based upon the foregoing, Complainant's inaction has unreasonably delayed the proceedings in this matter; it appears that she has abandoned her claim. Accordingly, it is recommended that this case be dismissed in its entirety, with prejudice.

HUMAN RIGHTS COMMISSION

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BY:  
WILLIAM H. HALL, IV  
ADMINISTRATIVE LAW JUDGE  
ADMINISTRATIVE LAW SECTION

ENTERED: August 6, 2003